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13 Trustee

14 **UNITED STATES BANKRUPTCY COURT**

15 **CENTRAL DISTRICT OF CALIFORNIA**

16 **LOS ANGELES DIVISION**

17 In re  
18 GIRARDI KEESE,

19 Debtor.

20 Case No. 2:20-bk-21022-BR

21 Chapter 7

22 **NOTICE OF HEARING ON CHAPTER 7  
TRUSTEE'S FOURTH MOTION FOR  
ORDER APPROVING STIPULATIONS  
FOR USE OF CASH COLLATERAL AND  
AUTHORIZING USE OF CASH  
COLLATERAL PURSUANT TO 11 U.S.C.  
§ 363 AND FEDERAL RULE OF  
BANKRUPTCY PROCEDURE 4001(b)  
AND (d)**

23 Date: October 7, 2021

24 Time: 9:30 a.m.

25 Ctrm.: 1668 via ZoomGov  
26 255 E. Temple Street  
27 Los Angeles, CA 90012

28 Web Address: <https://cacb.zoomgov.com>

29 Meeting ID: 160 672 2757

30 Password: 123456

31 Telephone: (669) 254-5252 (San Jose)  
32 (646) 828-7666 (New York)

## TO ALL INTERESTED PARTIES:

**PLEASE TAKE NOTICE** that on September 29, 2021, Elissa D. Miller, the Chapter 7 Trustee (the "Trustee") for the bankruptcy estate of Girardi Keese, filed and served the *Chapter 7 Trustee's Fourth Motion for Order Approving Stipulations for Use of Cash Collateral and Authorizing Use of Cash Collateral Pursuant to 11 U.S.C. § 363 and Federal Rule of Bankruptcy Procedure 4001(b) and (d)* (the "Motion") [Docket No. 747]. On September 30, 2021, the Court entered an order: (1) setting a hearing on the Motion, and (2) setting opposition and reply dates to the Motion. See Order attached hereto as Exhibit "1."

**PLEASE TAKE FURTHER NOTICE** that the hearing on the Motion will take place on **October 7, 2021 at 9:30 a.m.** The hearing on the Motion shall be conducted via videoconference on Zoom for Government. Participants in the hearing will be connected with Courtroom 1668 via Zoom for Government but will not be physically present in the Courtroom. The information to appear via videoconference is set forth above and in the attached order.

**PLEASE TAKE FURTHER NOTICE** that oppositions to the Motion shall be filed and served by no later than **2:00 p.m., Pacific Time, on Monday, October 4, 2021** and replies to any opposition shall be filed and served by no later than **2:00 p.m., Pacific Time, on Wednesday, October 6, 2021**.

**PLEASE TAKE FURTHER NOTICE** that failure to timely file and serve an opposition to the Motion may be deemed by the Court to be consent to the granting of the relief requested in the Motion.

# SMILEY WANG-EKVALL, LLP

By: */s/ Timothy W. Evanston*

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**TIMOTHY W. EVANSTON**  
Attorneys for Elissa D. Miller, Chapter 7  
Trustee

# **EXHIBIT "1"**

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13 In re:

14 GIRARDI KEESE,

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
LOS ANGELES DIVISION

16 Debtor.

17 Case No.: 2:20-bk-21022-BR

18 Chapter 7

19 **ORDER:**

20 (1) SETTING HEARING ON “CHAPTER 7  
21 TRUSTEE’S FOURTH MOTION FOR ORDER  
22 APPROVING STIPULATIONS  
23 AUTHORIZING USE OF CASH  
24 COLLATERAL PURSUANT TO 11 U.S.C. §  
25 363 AND FEDERAL RULE OF  
26 BANKRUPTCY PROCEDURE 4001(d)”;  
27 AND

28 (2) SETTING OPPOSITION AND REPLY  
DATES TO FOURTH MOTION FOR ORDER  
APPROVING STIPULATIONS  
AUTHORIZING USE OF CASH  
COLLATERAL PURSUANT TO 11 U.S.C. §  
363 AND FEDERAL RULE OF  
BANKRUPTCY PROCEDURE 4001(d)

Date: October 7, 2021  
Time: 9:30 a.m.

To Be Conducted Via Zoom for Government

FILED & ENTERED

SEP 30 2021

CLERK U.S. BANKRUPTCY COURT  
Central District of California  
BY fortier DEPUTY CLERK

Case 2:20-bk-21022-BR Doc 749 Filed 09/30/21 Entered 09/30/21 12:07:53 Desc Main Document Page 2 of 3

1        This matter is before the Court on the "Chapter 7 Trustee's Fourth Motion For  
2 Order Approving Stipulations Authorizing Use Of Cash Collateral Pursuant To 11 U.S.C.  
3 § 363 And Federal Rule Of Bankruptcy Procedure 4001(d)" ("Motion") (Docket No. 747)  
4 and the concurrently filed "Application For Order Setting Hearing On Shortened Notice  
5 For Chapter 7 Trustee's Fourth Motion For Order Approving Stipulations Authorizing  
6 Use Of Cash Collateral Pursuant To 11 U.S.C. § 363 And Federal Rule Of Bankruptcy  
7 Procedure 4001(D)" ("Application") filed by the Chapter 7 Trustee on September 29,  
8 2021 (Docket No. 748). The Court, having reviewed the Motion and Application,

9 **HEREBY ORDERS** as follows:

10        1. A hearing on the Motion shall be held on Thursday October 7, 2021 at  
11 9:30 a.m.;

12        2. Any opposition to the Motion must be filed on or before 2:00 p.m. on  
13 Monday, October 4, 2021;

14        3. Any reply to any opposition must be filed on or before 2:00 p.m. on  
15 Wednesday, October 6, 2021;

16        4. The hearing shall be conducted via videoconference on Zoom For  
17 Government;

18        5. Participants in the hearing will be connected with Courtroom 1668 via  
19 Zoom for Government but will not be physically present in the Courtroom:

20                    **ZoomGov meeting number: 160 672 2757**

21                    **Password: 123456**

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2       6. The Trustee is responsible for serving the Motion and all related pleadings  
3 no later than 5:00 p.m. today, Thursday, September 30, 2021 and filing the appropriate  
4 proof of service with the Court no later than 5:00 p.m. on Friday, October 1, 2021.

5       **IT IS SO ORDERED.**

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25       Date: September 30, 2021

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Barry Russell  
United States Bankruptcy Judge

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
**3200 Park Center Drive, Suite 250, Costa Mesa, CA 92626**

A true and correct copy of the foregoing document entitled (specify): NOTICE OF HEARING ON CHAPTER 7 TRUSTEE'S FOURTH MOTION FOR ORDER APPROVING STIPULATIONS FOR USE OF CASH COLLATERAL AND AUTHORIZING USE OF CASH COLLATERAL PURSUANT TO 11 U.S.C. § 363 AND FEDERAL RULE OF BANKRUPTCY PROCEDURE 4001(b) AND (d) will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) **9/30/2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On (date) **9/30/2021**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

The Honorable Barry Russell  
U.S. Bankruptcy Court  
Roybal Federal Building  
255 E. Temple Street, Suite 1660  
Los Angeles, CA 90012

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) **9/30/2021**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Via Email:

Counsel for Nano Banc: Jeffrey M. Schwartz <a href="mailto:jschwartz@muchlaw.com">jschwartz@muchlaw.com</a>	Counsel for KCC Class Action Services, LLC: David L. Kane <a href="mailto:dkane@vedderprice.com">dkane@vedderprice.com</a> ; Michael J. Quinn <a href="mailto:mquinn@vedderprice.com">mquinn@vedderprice.com</a>
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Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

9/30/2021 Gabriela Gomez-Cruz  
Date Printed Name

/s/ Gabriela Gomez-Cruz  
Signature

**TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):**

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This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.